

# GOLDFARB & HUCK ROTH | RIOJAS | PLLC

November 30, 2023

In re: Aqueous Film-Forming Foams Products Liability Litigation  
c/o DuPont Notice Administrator  
1650 Arch Street, Suite 2210  
Philadelphia, PA 19103

**RE: NOTICE OF INTENTION TO OPT OUT and REQUEST FOR EXCLUSION**

*In re: Aqueous Film-Forming Foams Products Liability Litigation,*  
**District of South Carolina (MDL No. 2-18-mn-2873-RMG)**

***City of Camden, et al. v. E.I. DuPont De Nemours and Company, et al.,***  
**District of South Carolina (2:23-cv-03230-RMG)**

Dear DuPont Notice Administrator:

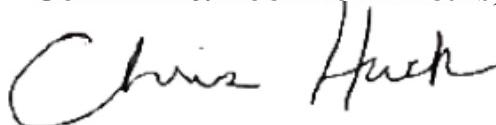
The City of Everett, Washington (Public Works) intends to opt out and requests to be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

Please find enclosed the following: (a) letter from the City of Everett; (b) Notice of Intention to Opt Out; (c) Request for Exclusion; (d) Affidavit of David Hall; and (e) Declaration of Christopher M. Huck.

If you have any questions about Everett's intent to opt out and request for exclusion, please contact me as Everett's outside counsel.

Sincerely,

**GOLDFARB & HUCK ROTH RIOJAS, PLLC**



Christopher M. Huck

November 30, 2023  
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Cc: In Re: Aqueous Film-Forming Foams Products Liability Litigation  
c/o Notice Administrator  
1650 Arch Street, Suite 2210  
Philadelphia, PA 19103

AFFF Public Water System Claims  
PO Box 4466  
Baton Rouge, Louisiana 70821

Dustin Mire  
Eisner Advisory Group  
8550 United Plaza Boulevard, Suite #1001  
Baton Rouge, LA

Matthew Garretson  
Wolf/Garretson LLC  
P.O. Box 2806  
Park City, UT 8406

Matthew Garretson  
Wolf/Garretson LLC  
672 Woodside Avenue  
Park City, UT 84060

The Chemours Company  
Office of the General Counsel  
1007 Market Street  
Wilmington, DE 19801  
Attn: Kristine M. Wellman

Jeffrey M. Wintner  
Graham W. Meli  
Wachtell, Lipton, Rosen & Katz  
51 West 52nd Street  
New York, NY 10019

DuPont de Nemours, Inc.  
974 Centre Rd.  
Wilmington, DE 19806  
Attn: Erik T. Hoover

Kevin T. Van Wart  
Kirkland & Ellis LLP  
300 North Lasalle  
Chicago, IL 60654

Corteva Inc.  
974 Centre Road Building 735  
Wilmington, DE 19805  
Attn: Cornel B. Fuerer

November 30, 2023  
Page 3

EIDP, Inc.  
974 Centre Road Building 735  
Wilmington, DE 19805  
Attn: Thomas A. Warnock

Michael T. Reynolds  
Cravath, Swaine & Moore LLP  
825 Eighth Avenue  
New York, NY 10019

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3102 Oak Lawn Ave, ste. 1100  
Dallas, Texas 75219

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59 Maiden Lane, 6th floor  
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Paul J. Napoli  
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Paul J. Napoli  
Napoli Shkolnik  
360 Lexington Avenue  
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New York, NY 10017

Elizabeth A. Fegan  
Fegan Scott  
150 S Wacker Dr, 24th Floor  
Chicago, IL 60606

Joseph F. Rice  
Motley Rice LLC  
28 Bridgeside Blvd.  
Mount Pleasant, SC 29464

# **APPENDIX A**



# EVERETT

OFFICE OF THE  
CITY ATTORNEY

December 1, 2023

In re: Aqueous Film-Forming Foams Products Liability Litigation  
c/o DuPont Notice Administrator  
1650 Arch Street, Suite 2210  
Philadelphia, PA 19103

**RE: OPT OUT and REQUEST FOR EXCLUSION**

*In re: Aqueous Film-Forming Foams Products Liability Litigation,  
District of South Carolina (MDL No. 2-18-mn-2873-RMG)*

*City of Camden, et al. v. E.I. DuPont De Nemours and Company, et al.,  
District of South Carolina (2:23-cv-03230-RMG)*

Dear DuPont Notice Administrator:

The City of Everett, Washington (Public Works) hereby opts out and formally requests to be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

The enclosed affidavit establishes Everett's standing, including the name, address, telephone and facsimile number, and email address for Everett, as well as my name, address, telephone and facsimile number, and email address. As also described in the enclosed affidavit, as the City Attorney, I have the authority to make this request on behalf of Everett.

The enclosed declaration includes the name, address, telephone and facsimile number, and email address of Everett's outside counsel, who will be filing and serving Everett's attached Notice of Intention to Opt Out and Request for Exclusion.

If you have any questions about Everett's opt out and request for exclusion, please contact Everett's outside counsel as follows:

Christopher M. Huck  
Goldfarb & Huck Roth Riojas, PLLC  
925 Fourth Avenue, Suite 3950  
Seattle, Washington 98110  
(206) 492-7393 (telephone)  
(206) 397-3062 (facsimile)  
huck@goldfarb-huck (email)

## Civil

2930 Wetmore Ave., Ste. 10-C  
Everett, WA 98201

425.257.7000  
425.257.8693 fax

CityAttorney@everettwa.gov  
everettwa.gov/legal

Sincerely,



David Hall,  
City Attorney, Everett

cc: In Re: Aqueous Film-Forming Foams Products Liability Litigation  
c/o Notice Administrator  
1650 Arch Street, Suite 2210  
Philadelphia, PA 19103

AFFF Public Water System Claims  
PO Box 4466  
Baton Rouge, Louisiana 70821

Dustin Mire  
Eisner Advisory Group  
8550 United Plaza Boulevard, Suite #1001  
Baton Rouge, LA

Matthew Garretson  
Wolf/Garretson LLC  
P.O. Box 2806  
Park City, UT 8406

Matthew Garretson  
Wolf/Garretson LLC  
672 Woodside Avenue  
Park City, UT 84060

The Chemours Company  
Office of the General Counsel  
1007 Market Street  
Wilmington, DE 19801  
Attn: Kristine M. Wellman

Jeffrey M. Wintner  
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Wachtell, Lipton, Rosen & Katz  
51 West 52nd Street  
New York, NY 10019

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974 Centre Rd.  
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Attn: Erik T. Hoover

Kevin T. Van Wart  
Kirkland & Ellis LLP  
300 North Lasalle  
Chicago, IL 60654



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974 Centre Road Building 735  
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Attn: Cornel B. Fuerer

EIDP, Inc.  
974 Centre Road Building 735  
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Attn: Thomas A. Warnock

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Cravath, Swaine & Moore LLP  
825 Eighth Avenue  
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Scott Summy  
Baron & Budd, P.C.  
3102 Oak Lawn Ave, ste. 1100  
Dallas, Texas 75219

Michael A. London  
Douglas & London  
59 Maiden Lane, 6th floor  
New York, NY 10038

Paul J. Napoli  
Napoli Shkolnik  
1302 Av. Ponce De Leon  
San Juan, Puerto Rico 00907

Paul J. Napoli  
Napoli Shkolnik  
360 Lexington Avenue  
11th Floor  
New York, NY 10017

Elizabeth A. Fegan  
Fegan Scott  
150 S Wacker Dr, 24th Floor  
Chicago, IL 60606

Joseph F. Rice  
Motley Rice LLC  
28 Bridgeside Blvd.  
Mount Pleasant, SC 29464



# **APPENDIX B**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION	)	
	)	Master Docket No.
	)	2-18-mn-2873-RMG
	)	
	)	
	)	<b>This Document Relates to:</b>
	)	<i>City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al.,</i>
	)	
	)	Case No. 2:23-cv-03230-RMG

---

CITY OF CAMDEN, et. al.,	)	
	)	Case No. 2:23-cv-03230-RMG
Plaintiff(s)	)	
v.	)	
	)	
E.I. DUPONT DE NEMOURS AND COMPANY (N/K/A EIDP, INC.), ET AL.,	)	
	)	
Defendants.	)	

**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**NOTICE OF INTENTION TO OPT OUT**

Pursuant to the Court’s Order dated August 22, 2023, the Notice of Proposed Class Action Settlement and Court Approval Hearing, and Paragraph 9.7 of the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”), the City of Everett, Washington hereby provides notice of its intention to opt out and requests to be excluded from the Settlement.

Respectfully submitted,

**GOLDFARB & HUCK ROTH RIOJAS, PLLC**

By: /s/ Christopher M. Huck

Christopher M. Huck (WSBA #34104)  
925 Fourth Avenue, Suite 3950  
Seattle, Washington 98104  
Telephone: (206) 452-0260  
Facsimile: (206) 397-3062  
Email: huck@goldfarb-huck.com

*Attorneys for City of Everett, Washington*

# **APPENDIX C**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION	)	
	)	Master Docket No.
	)	2-18-mn-2873-RMG
	)	
	)	
	)	<b>This Document Relates to:</b>
	)	<i>City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al.,</i>
	)	
	)	Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al.,	)	
	)	Case No. 2:23-cv-03230-RMG
Plaintiff(s)	)	
v.	)	
E.I. DUPONT DE NEMOURS AND COMPANY (N/K/A EIDP, INC.), ET AL.,	)	
	)	
Defendants.	)	

**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

The City of Everett, Washington (“Everett”) respectfully requests to be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

This Request for Exclusion is hereby made and filed pursuant to the Court’s Order dated August 22, 2023 and the Notice of Proposed Class Action Settlement and Court Approval Hearing.

The Affidavit of David Hall (the “Hall Affidavit”), attached hereto as Exhibit 1, is provided as proof of standing of Everett and demonstrates why Everett would be a Settlement Class Member absent this Request for Exclusion. The Hall Affidavit includes the name the name, address, telephone and facsimile number, and email address of David Hall. The Hall Affidavit also includes the name, address, telephone and facsimile number, and email address for Everett.

The Declaration of Christopher M. Huck (the “Huck Declaration”), attached hereto as Exhibit 2, is provided to identify the name, address, telephone and facsimile number, and email address of Everett’s undersigned outside counsel, who is filing and serving Everett’s Notice of Intention to Opt Out and this Request for Exclusion.

Accordingly, Everett respectfully requests that it be excluded from the Settlement.

Respectfully submitted,

**GOLDFARB & HUCK ROTH RIOJAS, PLLC**

By: /s/ Christopher M. Huck

Christopher M. Huck (WSBA #34104)  
925 Fourth Avenue, Suite 3950  
Seattle, Washington 98104  
Telephone: (206) 452-0260  
Facsimile: (206) 397-3062  
Email: huck@goldfarb-huck.com

*Attorneys for City of Everett, Washington*

# **EXHIBIT 1**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION ) ) Master Docket No. ) 2-18-mn-2873-RMG ) ) ) ) This Document Relates to: ) City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al., ) ) Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al., ) ) Case No. 2:23-cv-03230-RMG Plaintiff(s) ) ) v. ) ) E.I. DUPONT DE NEMOURS AND COMPANY (N/K/A EIDP, INC.), ET AL., ) ) Defendants. )

**AFFIDAVIT OF DAVID HALL**  
**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

I, David Hall, hereby declare under penalty of perjury in accordance with 28 U.S.C § 1746 that the following is true and correct:

1. I am the City Attorney for the City of Everett, Washington ("Everett"). I am over the age of eighteen and I have personal knowledge of the facts stated herein.
2. I submit this affidavit in support of Everett's Request for Exclusion from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company

FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

3. The contact information for Everett is as follows:

Name

City of Everett, Washington

Address

2930 Wetmore Avenue  
Everett, WA 98201

Telephone Number

(425) 257-8700

Facsimile Number

(425) 257-8741

Email

businessstax@everettwa.gov

4. My contact information is as follows:

Name

David Hall  
City Attorney  
Everett City Attorney’s Office

Address

2930 Wetmore Avenue  
Everett, WA 98201

Telephone Number

(425) 257-8624

Facsimile Number

(425) 257-8607

Email

dhall@everettwa.gov

5. Absent its Request for Exclusion, Everett qualifies as a Settlement Class Member. The Everett water system supplies water to more than 600,000 people. Everett is also identified as a Phase Two Eligible Claimant in Amended Exhibit F of the 3M Company Settlement Agreement. Everett also received notice that it would be member of the proposed class absent a request for exclusion. Thus, in the absence of its Request for Exclusion, Everett would be a member of the proposed Settlement Class under the Settlement Class definition.

6. As the City Attorney, I have authority and am legally authorized to make decisions on legal matters involving Everett. I am, therefore, authorized to exclude Everett from the Settlement. Accordingly, at this time, Everett hereby opts out and formally requests that Everett be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 1st day of December, 2023 at Everett, Washington.

  
\_\_\_\_\_  
David Hall, City Attorney  
Everett City Attorney's Office

On behalf of  
City of Everett, Washington  
Its: City Attorney

# EXHIBIT 2

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION ) ) ) ) ) ) Master Docket No. ) 2-18-mn-2873-RMG ) ) ) ) This Document Relates to: ) *City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al.,* ) ) Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al., ) ) ) ) ) Case No. 2:23-cv-03230-RMG  
Plaintiff(s) ) ) ) )  
v. ) ) ) )  
E.I. DUPONT DE NEMOURS AND ) ) ) )  
COMPANY (N/K/A EIDP, INC.), ET AL., ) ) ) )  
Defendants. ) ) ) )

**DECLARATION OF CHRISTOPHER M. HUCK**  
**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

I, Christopher M. Huck, hereby declare under penalty of perjury in accordance with 28 U.S.C § 1746 that the following is true and correct:

1. I am an attorney with Goldfarb & Huck Roth Riojas, PLLC. I am one of the attorneys from my law firm representing the City of Everett, Washington (“Everett”) in the above-referenced matter. I am over the age of eighteen and I have personal knowledge of the facts stated herein.

2. I submit this affidavit in support of Everett’s Request for Exclusion from the Class

Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

3. My contact information is as follows:

Name

Christopher M. Huck  
Goldfarb & Huck Roth Riojas, PLLC

Address

925 Fourth Avenue, Suite 3950  
Seattle, WA 98110

Telephone Number

(206) 492-7393

Facsimile Number

(206) 397-3062

Email

huck@goldfarb-huck.com

4. My law firm has been authorized by Everett to file and serve all documents needed for Everett to opt out and request that Everett be excluded from the Settlement.

5. Accordingly, pursuant to Everett’s Request for Exclusion, including the Affidavit of David Hall, at this time Everett respectfully opts out and formally requests that Everett be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

I declare under penalty of perjury under the laws of the United States of America that the

foregoing is true and correct.

Executed this December 1, 2023 at Bainbridge Island, Washington.

*/s/ Christopher M. Huck*

---

Christopher M. Huck (WSBA #34104)  
Goldfarb & Huck Roth Riojas, PLLC

# **APPENDIX D**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION ) ) Master Docket No. ) 2-18-mn-2873-RMG ) ) ) ) This Document Relates to: ) City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al., ) ) Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al., ) ) Case No. 2:23-cv-03230-RMG  
Plaintiff(s) )  
v. )  
E.I. DUPONT DE NEMOURS AND )  
COMPANY (N/K/A EIDP, INC.), ET AL., )  
Defendants. )

**AFFIDAVIT OF DAVID HALL**  
**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

I, David Hall, hereby declare under penalty of perjury in accordance with 28 U.S.C § 1746 that the following is true and correct:

1. I am the City Attorney for the City of Everett, Washington ("Everett"). I am over the age of eighteen and I have personal knowledge of the facts stated herein.
2. I submit this affidavit in support of Everett's Request for Exclusion from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company

FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

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Telephone Number  
(425) 257-8700

Facsimile Number  
(425) 257-8741

Email  
businessstax@everettwa.gov

4. My contact information is as follows:

Name  
David Hall  
City Attorney  
Everett City Attorney’s Office

Address  
2930 Wetmore Avenue  
Everett, WA 98201

Telephone Number  
(425) 257-8624

Facsimile Number  
(425) 257-8607

Email  
dhall@everettwa.gov

5. Absent its Request for Exclusion, Everett qualifies as a Settlement Class Member. The Everett water system supplies water to more than 600,000 people. Everett is also identified as a Phase Two Eligible Claimant in Amended Exhibit F of the 3M Company Settlement Agreement. Everett also received notice that it would be member of the proposed class absent a request for exclusion. Thus, in the absence of its Request for Exclusion, Everett would be a member of the proposed Settlement Class under the Settlement Class definition.

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I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 1st day of December, 2023 at Everett, Washington.

  
\_\_\_\_\_  
David Hall, City Attorney  
Everett City Attorney's Office

On behalf of  
City of Everett, Washington  
Its: City Attorney

# **APPENDIX E**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION ) ) ) ) ) ) Master Docket No. ) 2-18-mn-2873-RMG ) ) ) ) This Document Relates to: ) *City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al.,* ) ) Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al., ) ) ) ) ) Case No. 2:23-cv-03230-RMG  
Plaintiff(s) ) ) ) )  
v. ) ) ) )  
E.I. DUPONT DE NEMOURS AND ) ) ) )  
COMPANY (N/K/A EIDP, INC.), ET AL., ) ) ) )  
Defendants. ) ) ) )

**DECLARATION OF CHRISTOPHER M. HUCK**  
**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

I, Christopher M. Huck, hereby declare under penalty of perjury in accordance with 28 U.S.C § 1746 that the following is true and correct:

1. I am an attorney with Goldfarb & Huck Roth Riojas, PLLC. I am one of the attorneys from my law firm representing the City of Everett, Washington (“Everett”) in the above-referenced matter. I am over the age of eighteen and I have personal knowledge of the facts stated herein.

2. I submit this affidavit in support of Everett’s Request for Exclusion from the Class

Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

3. My contact information is as follows:

Name

Christopher M. Huck  
Goldfarb & Huck Roth Riojas, PLLC

Address

925 Fourth Avenue, Suite 3950  
Seattle, WA 98110

Telephone Number

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Facsimile Number

(206) 397-3062

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huck@goldfarb-huck.com

4. My law firm has been authorized by Everett to file and serve all documents needed for Everett to opt out and request that Everett be excluded from the Settlement.

5. Accordingly, pursuant to Everett’s Request for Exclusion, including the Affidavit of David Hall, at this time Everett respectfully opts out and formally requests that Everett be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

I declare under penalty of perjury under the laws of the United States of America that the

foregoing is true and correct.

Executed this December 1, 2023 at Bainbridge Island, Washington.

*/s/ Christopher M. Huck*

---

Christopher M. Huck (WSBA #34104)  
Goldfarb & Huck Roth Riojas, PLLC

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION	)	
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	)	
	)	Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al.,	)	
	)	Case No. 2:23-cv-03230-RMG
Plaintiff(s)	)	
v.	)	
	)	
E.I. DUPONT DE NEMOURS AND COMPANY (N/K/A EIDP, INC.), ET AL.,	)	
	)	
Defendants.	)	

**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**NOTICE OF INTENTION TO OPT OUT**

Pursuant to the Court’s Order dated August 22, 2023, the Notice of Proposed Class Action Settlement and Court Approval Hearing, and Paragraph 9.7 of the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”), the City of Everett, Washington hereby provides notice of its intention to opt out and requests to be excluded from the Settlement.

Respectfully submitted,

**GOLDFARB & HUCK ROTH RIOJAS, PLLC**

By: /s/ Christopher M. Huck

Christopher M. Huck (WSBA #34104)  
925 Fourth Avenue, Suite 3950  
Seattle, Washington 98104  
Telephone: (206) 452-0260  
Facsimile: (206) 397-3062  
Email: huck@goldfarb-huck.com

*Attorneys for City of Everett, Washington*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2023, I filed the foregoing with the Clerk of the Court using the Court's electronic filing system, which will send notice to all counsel of record.

By: /s/ Christopher M. Huck  
Christopher M. Huck (WSBA #34104)

*Attorneys for City of Everett, Washington*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION	)	
	)	Master Docket No.
	)	2-18-mn-2873-RMG
	)	
	)	
	)	<b>This Document Relates to:</b>
	)	<i>City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al.,</i>
	)	
	)	Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al.,	)	
	)	Case No. 2:23-cv-03230-RMG
Plaintiff(s)	)	
v.	)	
E.I. DUPONT DE NEMOURS AND COMPANY (N/K/A EIDP, INC.), ET AL.,	)	
	)	
Defendants.	)	

**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)  
REQUEST FOR EXCLUSION**

The City of Everett, Washington (“Everett”) respectfully requests to be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

This Request for Exclusion is hereby made and filed pursuant to the Court’s Order dated August 22, 2023 and the Notice of Proposed Class Action Settlement and Court Approval Hearing.

The Affidavit of David Hall (the “Hall Affidavit”), attached hereto as Exhibit 1, is provided as proof of standing of Everett and demonstrates why Everett would be a Settlement Class Member absent this Request for Exclusion. The Hall Affidavit includes the name the name, address, telephone and facsimile number, and email address of David Hall. The Hall Affidavit also includes the name, address, telephone and facsimile number, and email address for Everett.

The Declaration of Christopher M. Huck (the “Huck Declaration”), attached hereto as Exhibit 2, is provided to identify the name, address, telephone and facsimile number, and email address of Everett’s undersigned outside counsel, who is filing and serving Everett’s Notice of Intention to Opt Out and this Request for Exclusion.

Accordingly, Everett respectfully requests that it be excluded from the Settlement.

Respectfully submitted,

**GOLDFARB & HUCK ROTH RIOJAS, PLLC**

By: /s/ Christopher M. Huck

Christopher M. Huck (WSBA #34104)  
925 Fourth Avenue, Suite 3950  
Seattle, Washington 98104  
Telephone: (206) 452-0260  
Facsimile: (206) 397-3062  
Email: huck@goldfarb-huck.com

*Attorneys for City of Everett, Washington*

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2023, I filed the foregoing with the Clerk of the Court using the Court's electronic filing system, which will send notice to all counsel of record.

By: /s/ Christopher M. Huck  
Christopher M. Huck (WSBA #34104)

*Attorneys for City of Everett, Washington*

# **EXHIBIT 1**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION ) ) Master Docket No. ) 2-18-mn-2873-RMG ) ) ) ) This Document Relates to: ) City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al., ) ) Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al., ) ) Case No. 2:23-cv-03230-RMG Plaintiff(s) ) ) v. ) ) E.I. DUPONT DE NEMOURS AND COMPANY (N/K/A EIDP, INC.), ET AL., ) ) Defendants. )

**AFFIDAVIT OF DAVID HALL**  
**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

I, David Hall, hereby declare under penalty of perjury in accordance with 28 U.S.C § 1746 that the following is true and correct:

1. I am the City Attorney for the City of Everett, Washington ("Everett"). I am over the age of eighteen and I have personal knowledge of the facts stated herein.
2. I submit this affidavit in support of Everett's Request for Exclusion from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company

FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

3. The contact information for Everett is as follows:

Name  
City of Everett, Washington

Address  
2930 Wetmore Avenue  
Everett, WA 98201

Telephone Number  
(425) 257-8700

Facsimile Number  
(425) 257-8741

Email  
businessstax@everettwa.gov

4. My contact information is as follows:

Name  
David Hall  
City Attorney  
Everett City Attorney’s Office

Address  
2930 Wetmore Avenue  
Everett, WA 98201

Telephone Number  
(425) 257-8624

Facsimile Number  
(425) 257-8607

Email  
dhall@everettwa.gov

5. Absent its Request for Exclusion, Everett qualifies as a Settlement Class Member. The Everett water system supplies water to more than 600,000 people. Everett is also identified as a Phase Two Eligible Claimant in Amended Exhibit F of the 3M Company Settlement Agreement. Everett also received notice that it would be member of the proposed class absent a request for exclusion. Thus, in the absence of its Request for Exclusion, Everett would be a member of the proposed Settlement Class under the Settlement Class definition.

6. As the City Attorney, I have authority and am legally authorized to make decisions on legal matters involving Everett. I am, therefore, authorized to exclude Everett from the Settlement. Accordingly, at this time, Everett hereby opts out and formally requests that Everett be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 1st day of December, 2023 at Everett, Washington.

  
\_\_\_\_\_  
David Hall, City Attorney  
Everett City Attorney's Office

On behalf of  
City of Everett, Washington  
Its: City Attorney

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2023, I filed the foregoing with the Clerk of the Court using the Court's electronic filing system, which will send notice to all counsel of record.

By: /s/ Christopher M. Huck  
Christopher M. Huck (WSBA #34104)

*Attorneys for City of Everett, Washington*

# EXHIBIT 2

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE: AQUEOUS FILM-FORMING FOAMS PRODUCTS LIABILITY LITIGATION ) ) ) ) ) ) Master Docket No. ) 2-18-mn-2873-RMG ) ) ) ) This Document Relates to: ) *City of Camden, et al. v. E.I. DuPont De Nemours and Company (n/k/a EIDP, Inc), et al.,* ) ) Case No. 2:23-cv-03230-RMG

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CITY OF CAMDEN, et. al., ) ) ) ) ) Case No. 2:23-cv-03230-RMG  
Plaintiff(s) ) ) ) )  
v. ) ) ) )  
E.I. DUPONT DE NEMOURS AND ) ) ) )  
COMPANY (N/K/A EIDP, INC.), ET AL., ) ) ) )  
Defendants. ) ) ) )

**DECLARATION OF CHRISTOPHER M. HUCK**  
**CITY OF EVERETT, WASHINGTON (PUBLIC WORKS)**  
**REQUEST FOR EXCLUSION**

I, Christopher M. Huck, hereby declare under penalty of perjury in accordance with 28 U.S.C § 1746 that the following is true and correct:

1. I am an attorney with Goldfarb & Huck Roth Riojas, PLLC. I am one of the attorneys from my law firm representing the City of Everett, Washington (“Everett”) in the above-referenced matter. I am over the age of eighteen and I have personal knowledge of the facts stated herein.

2. I submit this affidavit in support of Everett’s Request for Exclusion from the Class

Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter (the “Settlement”).

3. My contact information is as follows:

Name

Christopher M. Huck  
Goldfarb & Huck Roth Riojas, PLLC

Address

925 Fourth Avenue, Suite 3950  
Seattle, WA 98110

Telephone Number

(206) 492-7393

Facsimile Number

(206) 397-3062

Email

huck@goldfarb-huck.com

4. My law firm has been authorized by Everett to file and serve all documents needed for Everett to opt out and request that Everett be excluded from the Settlement.

5. Accordingly, pursuant to Everett’s Request for Exclusion, including the Affidavit of David Hall, at this time Everett respectfully opts out and formally requests that Everett be excluded from the Class Action Settlement Agreement between Class Representatives, individually and on behalf of the Settlement Class Members, and defendants The Chemours Company, The Chemours Company FC, LLC, DuPont de Nemours, Inc., Corteva, Inc., and E.I. DuPont de Nemours and Company n/k/a EIDP, Inc. in the above-referenced matter.

I declare under penalty of perjury under the laws of the United States of America that the

foregoing is true and correct.

Executed this December 1, 2023 at Bainbridge Island, Washington.

*/s/ Christopher M. Huck*

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Christopher M. Huck (WSBA #34104)  
Goldfarb & Huck Roth Riojas, PLLC

**CERTIFICATE OF SERVICE**

I hereby certify that on December 4, 2023, I filed the foregoing with the Clerk of the Court using the Court's electronic filing system, which will send notice to all counsel of record.

By: /s/ Christopher M. Huck  
Christopher M. Huck (WSBA #34104)

*Attorneys for City of Everett, Washington*